IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 3RD JANUARY 2007 / 13TH PAUSHA 1928

WP(C).No. 39 of 2007(D)

PETITIONER:

GARGY M.SURENDRAN (MINOR),
D/O.SUDHAKARAN M., PALLIKKET P.O.,
NILESHWAR, KASARAGODE, REP. BY NEXT FRIEND
GUARDIAN (FATHER).

BY ADV. SRI.C.V.MANUVILSAN,
SRI.G.SUDHEER (THURAVOOR),
SRI.P.C.ANIL KUMAR.

RESPONDENTS:
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1. **DEPUTY DIRECTOR (ACADEMIC),**
   OFFICE OF THE DIRECTOR OF HIGHER SECONDARY
   EDUCATION, THIRUVANANTHAPURAM.

2. **THE GENERAL CONVENER,**
   STATE HIGHER SECONDARY SCHOOL YOUTH FESTIVAL
   2006-07, ST.MARY'S HSS SCHOOL, PATTOM,
   THIRUVANANTHAPURAM.

3. **THE APPELLATE AUTHORITY,**
   DISTRICT LEVEL HSS YOUTH FESTIVAL 2006-07,
   GHHS PILICODE, KASARAGOD.

BY GOVT. PLEADER SRI. I.V. PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 03/01/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.39 of 2007

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Dated this the 3rd day of January, 2007.

JUDGMENT

Even though appeal is allowed, the reason for allowing the appeal is that the team from the same school represented the State level competition several years. I do not think this is a ground for allowing the appeal. The decision of the Appellate Committee which does not consider the relative performance of the petitioner with that of the first prize winner, cannot be enforced as only one team is allowed to participate at the State level competition. The mark difference between the petitioner and first prize winner is 10. In the circumstances, W.P. fails and is dismissed.

C.N.RAMACHANDRAN NAIR
Judge

pms